

RECORDATION NO. 25013-0 FILED

JUN 04 '07 -1 0 5 PM

SURFACE TRANSPORTATION BOARD

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ELIAS C. ALVORD (1942)  
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OF COUNSEL  
URBAN A. LESTER

June 4, 2007

Mr. Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Termination, dated as of May 31, 2007, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates is a to the Memoranda of Assignment of Lease Agreement and Lease previously filed with the Board under Recordation Numbers 25013-A and 25013-B, respectively.

The name and address of the party to the enclosed document are:

Lessor/  
Secured Party: ICX Corporation  
2 Summit Park Drive  
Suite 300  
Cleveland, OH 44131

[Lessee/Debtor: Andersons Inc.  
480 West Dussel Drive  
Maumee, OH 43537]

Mr. Vernon A. Williams  
June 4, 2007  
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A description of the railroad equipment covered by the enclosed document is:

39 railcars RELEASED within the series AEX 7159 – AEX 9156.

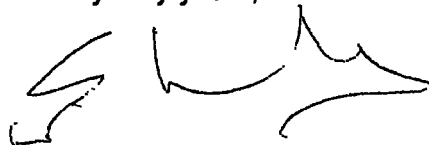
A short summary of the document to appear in the index is:

Termination.

Also enclosed is a check in the amount of \$35.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,



Robert W. Alvord

RWA/sem  
Enclosures

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## TERMINATION

## SURFACE TRANSPORTATION BOARD

The CIT Group/Equipment Financing, Inc., a Delaware corporation ("CIT"), is the successor lessor under that certain Lease Agreement Number 824 dated as of January 1, 1996 (the "Master Lease") and that certain Equipment Schedule No. 013 dated as of June 1, 2004 (the "Schedule"; the Schedule and the Master Lease as it relates to the Schedule, collectively, the "Lease") between ICX Corporation (to which CIT is successor in interest), as lessor, and The Andersons, Inc., as lessee (the "Lessee"), with respect to the lease by CIT to the Lessee of forty (40) railcars identified on Exhibit A hereto (the "Equipment").

A Memorandum of Lease dated as of June 1, 2004 between ICX Corporation (to which CIT is successor in interest) and Lessee, relating to the Lease, was duly filed and recorded with the Surface Transportation Board on September 17, 2004 under Recordation Number 25013-B.

In connection with the Lease, the Lessee assigned to ICX Corporation (to which CIT is successor in interest) all of Lessee's right, title and interest in, to and under a lease between Lessee and Ackerman-Beardsley-Bennett, Inc. relating to the Equipment, which is described in a certain Memorandum of Assignment of Lease dated as of June 25, 2004, between Lessee and ICX Corporation (the "Memorandum of Assignment"). The Memorandum of Assignment was duly filed and recorded with the Surface Transportation Board on June 29, 2004 under Recordation Number 25013-A.

This Termination acknowledges for the public record that the Lease and the Memorandum of Assignment have terminated and that CIT has no further interest in the Lease or the Memorandum of Assignment.

This Termination shall not impair or terminate any of the rights and obligations of the parties under the Lease or the Memorandum of Assignment that expressly survive their termination.

Dated this 31<sup>st</sup> day of May, 2007.

*I certify that I hold the title set forth below, that this instrument was signed on behalf of CIT by authority of its board of directors and that I acknowledge that the execution of the foregoing instrument was the free act and deed of CIT. I further declare under penalty of perjury that the foregoing is true and correct.*

THE CIT GROUP/EQUIPMENT FINANCING, INC.

By: Catherine Stiglich  
Name: Catherine Stiglich  
Title: Vice President

## EXHIBIT A

Thirty-nine (39) ACF 1973 to 1979 286,000 Gross Weight Covered Hopper Cars with 24' trough hatches and gravity gates, marked and numbered as follows:

AEX 7159	AEX 9070
AEX 7221	AEX 9087
AEX 7264	AEX 9088
AEX 7265	AEX 9089
AEX 7412	AEX 9090
AEX 7423	AEX 9093
AEX 7432	AEX 9097
AEX 7438	AEX 9099
AEX 8650	AEX 9101
AEX 9043	AEX 9113
AEX 9044	AEX 9115
AEX 9047	AEX 9120
AEX 9053	AEX 9121
AEX 9055	AEX 9127
AEX 9056	AEX 9137
AEX 9059	AEX 9150
AEX 9060	AEX 9151
AEX 9062	AEX 9153
AEX 9064	AEX 9156
AEX 9065	

**CERTIFICATION**

I, Robert W. Alvord, attorney licensed to practice in the State of New York and the District of Columbia, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: \_\_\_\_\_

6/4/07



\_\_\_\_\_  
Robert W. Alvord